

Senate File 2228 - Introduced

SENATE FILE 2228

BY WARD

(COMPANION TO HF 2214 BY
COMMITTEE ON TRANSPORTATION)

A BILL FOR

- 1 An Act prohibiting the use of automated traffic law enforcement
- 2 systems, and including effective date provisions.
- 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. NEW SECTION. 321.5A Automated traffic law
2 enforcement systems prohibited.

3 1. The department or a local authority shall not place
4 or cause to be placed on or adjacent to a street or highway,
5 or maintain or employ the use of, an automated traffic law
6 enforcement system for the enforcement of any provision of this
7 chapter or any local ordinance relating to vehicular traffic or
8 to prove a violation of any such provision or ordinance.

9 2. For purposes of this section, *"automated traffic law*
10 *enforcement system"* means a device with one or more sensors
11 working in conjunction with a traffic control signal or device
12 or a speed-measuring device to produce recorded images of
13 vehicles being operated in violation of traffic or speed laws.
14 *"Automated traffic law enforcement system"* does not include a
15 device operated in the presence of a peace officer or a device
16 mounted on a school bus and operated in the presence of the
17 driver of the school bus.

18 Sec. 2. TERMINATION OF AUTOMATED TRAFFIC LAW ENFORCEMENT
19 PROGRAMS — REMOVAL OF SYSTEMS — VALIDITY OF PRIOR NOTICES AND
20 CITATIONS.

21 1. A local authority using an automated traffic law
22 enforcement system shall discontinue using the system on or
23 before the effective date of this Act. A local authority shall
24 remove all automated traffic law enforcement system equipment
25 from the highways on or before July 1, 2012.

26 2. As of the effective date of this Act, all local
27 ordinances authorizing the use of an automated traffic law
28 enforcement system are void. However, notices of violations
29 mailed or citations issued pursuant to such an ordinance
30 prior to the date the ordinance becomes void shall not be
31 invalidated under this Act and shall be processed according to
32 the provisions of the law under which they were authorized.

33 Sec. 3. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
34 immediate importance, takes effect upon enactment.

35

EXPLANATION

1 This bill prohibits the use of automated traffic law
2 enforcement systems in Iowa.

3 Automated traffic law enforcement systems, commonly known
4 as "red light cameras" or "speed cameras", are devices with
5 one or more sensors which work in conjunction with a traffic
6 control signal or device or a speed-measuring device to produce
7 recorded images of vehicles being operated in violation of
8 traffic or speed laws. The bill specifies that the term
9 "automated traffic law enforcement system" does not include a
10 device operated in the presence of a peace officer or a device
11 mounted on a school bus and operated in the presence of the
12 school bus driver.

13 The bill requires that a local authority currently using
14 an automated traffic law enforcement system shall discontinue
15 using the system on or before the effective date of the bill.
16 All automated traffic law enforcement system equipment must be
17 removed from the highways by July 1, 2012.

18 A local authority's ordinance authorizing the use of
19 automated traffic law enforcement systems is void on the
20 effective date of the bill, but notices of violations mailed
21 or citations issued under such an ordinance shall not be
22 invalidated and shall be processed according to the prior law.

23 The bill is effective upon enactment.